

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF MISSISSIPPI  
SOUTHERN DIVISION

JAMES D. EVANS

PLAINTIFF

V.

CIVIL ACTION NO.1:06CV1159 LTS-RHW

STATE FARM FIRE and CASUALTY COMPANY, ET AL.

DEFENDANTS

**ORDER GRANTING MOTION FOR SUMMARY JUDGMENT**  
**AND JUDGMENT OF DISMISSAL**

In accordance with the Memorandum Opinion I have this day signed, it is hereby

**ORDERED** and **ADJUDGED**

That the motion of Fidelity National Insurance Company for summary judgment [57] is **GRANTED**;

That the supplemental motion of Fidelity National Insurance Company for summary judgment [59] is **DENIED AS MOOT**;

That the motion of Fidelity National Insurance Company for severance [43] is **DENIED AS MOOT**.

That this action is **DISMISSED**.

**SO ORDERED** this 18<sup>th</sup> day of September, 2007.

s/ L. T. Senter, Jr.  
L. T. SENTER, JR.  
SENIOR JUDGE